

JOURNAL OF THE SENATE

Wednesday, May 3, 1961

The Senate convened at 10:00 o'clock A.M., pursuant to adjournment on Tuesday, May 2, 1961.

The President in the Chair.

The roll was called and the following Senators answered to their names:

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|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kiehlter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

—38.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend James H. Paddock:

"We find dear Lord that human wisdom is not sufficient when we try to solve the dark problems of life. This should help us know that we need Thee as a constant helper. Our understanding is often darkened by some evil thought springing up in our minds, cleanse us, therefore, from secret faults. Give to us now and always the light of Thy truth so our work will endure when tested. In the name of the Son of God. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Thursday, April 27, 1961, was further corrected as follows:

Page 621, column 2, between lines 21 and 22, insert the following:

"And House Bill No. 1337 was read the second time by title only."

And as further corrected was approved.

The Senate daily Journal of Tuesday, May 2, 1961, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 70— A Bill to be entitled An Act relating to courts; repealing section 43.15, Florida Statutes and abolishing the judicial council of Florida.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 314— A Bill to be entitled An Act relating to awards to state employees, creating section 111.10, F.S., to provide for the monetary reward of em-

ployees for suggestions that effectuate economy and efficiency in government; providing procedure, appropriations and limitations therefor; and providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations, under the original joint reference.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 310— A Bill to be entitled An Act relating to legislation; amending chapter 11, Florida Statutes, by adding section 11.29; creating the governmental organizations committee of the legislative council; providing for the composition and appointment of the members and prescribing the powers, functions and duty of such committee; providing for personnel and payment of expenses; and providing an effective date.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Melton, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 614— A Bill to be entitled An Act providing an appropriation to the state board of education for the purchase of certain printed material for use in public schools; authorizing the state board of education to adopt rules regulating the expenditure of the funds so appropriated; providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations, under the original joint reference.

Senator Melton, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

H. B. No. 733— A bill to be entitled An Act relating to the driver education program in secondary schools in the state, amending paragraph (k) of subsection (4) of section 230.23, Florida Statutes, relating to appropriation for carrying out the program and the disposition of the public school driver education fund; and providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Finance and Taxation, under the original joint reference.

Senator Fraser, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bill:

S. B. No. 570— A Bill to be entitled An Act relating to rehabilitation of alcoholics; amending section 396.121, Florida Statutes, by amending subsection (1) to provide for certain expenditures and by adding a new

subsection (2) to impose certain conditions on said expenditures; renumbering the present subsection (2) to subsection (3); providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Finance and Taxation, under the original joint reference.

Senator Fraser, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bills:

S. B. No. 487— A Bill to be entitled An Act relating to the amendment of subsections one (1) and two (2) of section 561.34, Florida Statutes, with respect to the license fees imposed thereunder; providing for an effective date thereof.

S. B. No. 612— A Bill to be entitled An Act to amend subsection (1) of section 212.05 Florida Statutes, relative to sales, storage, and use tax by providing that the sales or use tax on "alcoholic beverages" and "malt beverages" shall be ten per cent.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Fraser, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bill:

S. B. No. 624— A Bill to be entitled An Act excepting the Holiday Country Club, Inc., a Florida corporation trading and doing business as Sam Snead Golf and Country Club, from the provisions of subsection six (6) of section 561.20, Florida Statutes, in regard to the limitation thereof imposed in Duval county, Florida, under the provisions of subsection 11 of section 561.34, Florida Statutes, and excepting the said Holiday Country Club, Inc. from the provisions of any other laws of the state of Florida, whether general, special or local, limiting the number of such licenses that may be so issued; also excepting the said Holiday Country Club, Inc. from the provisions of subsection 11, Section 561.34, Florida Statutes, as the same relates to the time that a golf club is required to be in continuous active existence and operation before becoming entitled to a license under the provisions thereof, and also excepting the said Holiday Country Club, Inc. from the provisions thereof, and also excepting the said Holiday Country Club, Inc. from the provisions of any other laws whether general, special, or local for the state of Florida, fixing a time that a golf club is required to have been chartered or to have been in continuous active existence and operation before becoming entitled to a license under said subsection 11 of section 561.34, Florida Statutes.

—and recommends that the same pass with committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Fraser, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bills:

H. B. No. 1619— A bill to be entitled An Act relating to all counties in the State having a population of not less than two hundred thirty thousand (230,000) and not more than three hundred thousand (300,000) according to the latest official decennial census; providing for four (4) additional club alcoholic beverage licenses; providing an effective date.

H. B. No. 1873— A bill to be entitled An Act relating to the Sarasota County Public Hospital Board;

authorizing the issuance of a special beverage license to the hospital board; authorizing sale of alcoholic beverages to patients of any hospital operated by the board only upon prescription of a licensed physician; providing for the purchase by the hospital board of alcoholic beverages from any licensed distributor or manufacturer; authorizing the sale of alcoholic beverages to the hospital board by such distributors or manufacturers; providing for severance of any invalid portion; providing an effective date.

—and recommends that the same pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on General Legislation, reported that the Committee had carefully considered the following Bills:

S. B. No. 189— A Bill to be entitled An Act prohibiting administrative public boards or bodies of state, county, district or municipal governments from holding meetings closed to the public; providing certain exceptions.

S. B. No. 262— A Bill to be entitled An Act relating to public meetings and records; formal actions to be taken in open meetings; requiring records to be open to public inspection; providing penalty.

S. B. No. 307— A Bill to be entitled An Act authorizing the Florida Sheriffs' Bureau to direct its investigative personnel to make investigations for the governor.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Johnson, Chairman of the Committee on General Legislation, reported that the Committee had carefully considered the following Bill:

S. B. No. 516— A Bill to be entitled An Act relating to assistant state attorneys; abolishing the offices of assistant state attorneys at the expiration of the terms of office which they severally hold on the date this act becomes effective; providing that such a term shall be considered to have expired if it expires by reason of the passage of time or if the assistant state attorney holding it dies or resigns or is removed from office; providing for the appointment of assistant state attorneys; and for the revocation of such appointments, by the state attorneys; providing that an assistant state attorney appointed by a state attorney shall serve during the pleasure of such state attorney; prescribing the oath to be taken by assistant state attorneys; providing for the recording of appointments, oaths, and revocations of appointments of assistant state attorneys and for the furnishing of certified copies thereof to the state comptroller; prescribing the powers, duties, compensation and expense allowances of assistant state attorneys; providing that this act shall apply to the state attorney and assistant state attorneys of the eleventh and thirteenth judicial circuits of Florida only to the extent that it is not in conflict with Sections 9B and 9C of Article V of the Constitution of Florida; providing a rule for the construction of this act; repealing all laws and parts of laws in conflict herewith; and providing the effective date hereof.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Johnson, Chairman of the Committee on General Legislation, reported that the Committee had carefully considered the following Bills:

S. B. No. 235— A Bill to be entitled An Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in the city of Gainesville in accordance with urban renewal plans approved by the city commission; to define the duties, liabilities, exemptions and powers of said city in undertaking such activities, including the power to acquire property through the exercise of the power of eminent domain or otherwise, to dispose of property only for public use subject to any restrictions deemed necessary to prevent the development or spread of future slums or blighted areas, to issue bonds and other obligations and give security therefor, to levy taxes and assessments and to enter into agreements to secure federal aid and comply with conditions imposed in connection therewith; to provide for an urban renewal agency to exercise powers hereunder if said city determines it to be in the public interest; to authorize said city to furnish funds, services, facilities and property in aid of urban renewal projects hereunder and to obtain funds therefor by the issuance of obligations, by taxation or otherwise; to provide that securities issued, and properties while held, by a public agency hereunder shall be exempt from taxation; and providing an effective date.

S. B. No. 552— A Bill to be entitled An Act relating to the trustees of the internal improvement fund; amending section 253.39, Florida Statutes, to change the designation of person approving official land surveys for the state.

S. B. No. 571— A Bill to be entitled An Act relating to the secretary of state; amending section 15.14, Florida Statutes, to exclude the publishing of a list in the biennial report of the secretary of state of all persons commissioned as a notary public.

—and recommends that the same pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on General Legislation, reported that the Committee had carefully considered the following Bill:

H. B. No. 26— A bill to be entitled An Act making a legislative finding of fact relating to Communism; requiring the teaching of a course of study in the public schools entitled "Americanism versus Communism"; providing a minimum number of hours of instruction; requiring the State Board of Education and the State Textbook Committee of the State of Florida to provide textual materials and setting up standards for the selection of such materials; prohibiting the presentation of Communism as preferable to the system of constitutional government of the United States of America; repealing all laws or parts of laws in conflict herewith; and providing for an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Education, under the original joint reference.

Senator Bronson, Chairman of the Committee on Livestock, reported that the Committee had carefully considered the following Bill:

S. B. No. 562— A Bill to be entitled An Act relating to hog cholera; making appropriations from the general revenue fund for the purpose of controlling and eradicating; prescribing the duties of the Commissioner of Agriculture; providing for the employment of personnel; making rules and regulations to carry out the purpose of the law; providing for the establishment of quarantines; authorizing conduct of research work; providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations, under the original joint reference.

Senator Bronson, Chairman of the Committee on Livestock, reported that the Committee had carefully considered the following Bill:

H. B. No. 293— A bill to be entitled An Act relating to veterinarians; amending section 474.04, Florida Statutes; providing certain procedures for examination of applicants and preservation of such examination papers by board of veterinary examiners; providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Gresham, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bill:

S. B. No. 601— A Bill to be entitled An Act amending section 550.02, Florida Statutes, by adding a subsection requiring each licensed thoroughbred running track in the state of Florida to run an average of one race per racing day in which horses bred in Florida and duly registered with the Florida thoroughbred breeders' association shall have preference as entries over non-Florida breds, and to require all licensed thoroughbred running tracks to write the conditions for such races in which Florida-breds are preferred so as to assure that all Florida-bred horses available for racing at such tracks be given full opportunity to run in the class races for which they are qualified, said opportunity of running to be afforded to each class of horses in proportion that the number of horses in this class bears to the total number of Florida-breds available; fixing the effective date of this act and repealing all laws in conflict therewith.

—and recommends that the same pass with committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Gresham, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bills:

S. B. No. 660— A Bill to be entitled An Act relating to horse and dog racing; amending the second unnumbered paragraph of section 550.09, Florida Statutes, restricting the issuance of complimentary and tax free passes; providing a penalty; providing an effective date.

S. B. No. 497— A Bill to be entitled An Act to amend chapter 849, Florida Statutes, by adding a section thereto to be known as section 849.092, exempting certain advertising undertakings from the provisions of section 849.09, which prohibit lotteries; providing limitations thereon.

—and recommends that the same pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Joint Resolution:

S. J. R. No. 134— A Joint Resolution relating to counties and cities; amending section 3 of article VIII, of the constitution of the state of Florida; providing for establishment of counties.

—and recommends that the same not pass.

And the Joint Resolution contained in the preceding report was laid on the table.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 581— A Bill to be entitled An Act relating to waterways development; establishing procedure for creating special taxing districts for purpose of acquiring rights-of-way of authorized waterway development projects; setting forth powers and duties of such districts; providing for the appointment of directors to govern the districts' affairs; providing for the issuance, validation and sale of bonds to finance purchase of rights-of-way; providing for the levy, assessment and collection of taxes on property within the district; authorizing state board of conservation to match funds raised by any special taxing districts; setting effective date.

—and the Committee recommends that the committee substitute therefor, as reported herewith, pass.

And the Bill contained in the preceding report, with the recommended committee substitute attached thereto was placed on the Calendar of Bills on Second Reading.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 582— A Bill to be entitled An Act relating to conservation, archeology and geology; amending section 370.02, Florida Statutes, 1959; creating a state board of conservation; providing its membership; establishing divisions of said board; providing powers and duties of the divisions; amending chapter 370, Florida Statutes, 1959, by adding new sections 370.021 and 370.061; providing power to make rules and regulations and other administrative duties and powers and setting procedure for confiscation of property and salt water products; amending section 373.011, Florida Statutes, 1959; providing for the employment of persons for conducting geological surveys; amending section 373.131, Florida Statutes, 1959; relating to general powers and duties; amending Section 377.07, Florida Statutes, 1959; relating to administration of oil and gas resources conservation laws; amending section 378.06, Florida Statutes, 1959; establishing relationship between board of conservation and flood control districts; repealing sections 373.111, 373.121, 377.08 and 377.09, Florida Statutes, 1959; setting effective date.

—and the Committee recommends that the committee substitute therefor, as reported herewith, pass.

And the Bill contained in the preceding report, with the recommended committee substitute attached thereto was placed on the Calendar of Bills on Second Reading.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

H. B. No. 294— A bill to be entitled An Act relating to administrative boards; amending chapter 455, Florida Statutes, by adding new section 455.011; providing method of conducting examinations of applicants and preservation of records of such examinations by administrative boards as defined in section 455.01, Florida Statutes; providing an effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Herrell, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

S. B. No. 593— A Bill to be entitled An Act relating to the State Department of Public Welfare; establishing the minimum amount of presumed need of recipients of aid to the blind; amending chapter 409, Florida Statutes, by adding a section 409.171, Florida Statutes.

—and the Committee reports same without recommendation.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Galloway, Chairman of the Committee on Prisons and Convicts, reported that the Committee had carefully considered the following Bill:

S. B. No. 596— A Bill to be entitled An Act relating to the department of corrections industrial trust fund; amending section 945.18, Florida Statutes; increasing earned surplus to \$750,000; providing that the state auditor shall determine the excess over this amount; providing for transfer of excess to the general revenue fund unallocated.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with Senate amendments, for engrossing—

S. B. No. 101— A Bill to be entitled An Act relating to contracts for public work; requiring all public officials to specify and use Florida timber and forest products in state, county and municipal construction; providing certain exceptions; providing an effective date.

—begs leave to report that the amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Engrossing Clerk
of the Senate

And Senate Bill No. 101, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate amendments, for engrossing—

S. B. No. 166— A Bill to be entitled An Act relating to the highway code, amending section 334.19 and chapter 339, Florida Statutes, by adding section 339.081 to provide for separate accounts for road moneys to be maintained by the state comptroller; providing for the method of disbursing and borrowing of secondary road funds; providing that the state road department auditor shall keep separate county accounts; and providing an effective date.

—begs leave to report that the amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Engrossing Clerk
of the Senate

And Senate Bill No. 166, contained in the above report was ordered certified to the House of Representatives immediately, after being engrossed.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 258— A Bill to be entitled An Act providing for an additional county judge in all counties of Florida having a population of not less than three hundred ninety thousand (390,000) inhabitants and not more than four hundred fifty thousand (450,000) inhabitants according to the latest official state-wide decennial census; relating to and providing for the appointment, election, term of office, and the amount of compensation of such additional county judge; providing for the payment thereof from the general revenue fund of the county; prohibiting such county judges from engaging in the private practice of law; providing for a senior county judge and the administration of the office of county judges in said counties, with power to apportion the judicial and administrative work of the courts; repealing all conflicting laws to the extent of any conflict; declaring this law a county purpose; and providing an effective date.

—begs leave to report that the amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Engrossing Clerk
of the Senate

And Senate Bill No. 258, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

Your Engrossing Clerk to whom was referred, with Senate amendments, for engrossing —

S. B. No. 445— A Bill to be entitled An Act requiring all trailers and semi-trailers attached by trailer hitch to towing vehicles to have safety chains attached thereto; providing penalty for violation; amending Chapter 317 Florida Statutes by adding sub-sections two (2) and three (3) to section seventy-nine (79); exempting vehicles with fifth wheel hitch; providing for an effective date.

—begs leave to report that the amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Engrossing Clerk
of the Senate

And Senate Bill No. 445, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate amendment, for engrossing—

S. B. No. 483— A Bill to be entitled An Act relating to uniform limited partnership law; amending chapter 620 Florida Statutes, by adding a new section 620.011 to define persons qualified to form partnerships under the law; providing an effective date.

—begs leave to report that the amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Engrossing Clerk
of the Senate

And Senate Bill No. 483, contained in the above report was ordered certified to the House of Representatives.

ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

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| S. B. No. 93 | S. B. No. 467 |
| S. B. No. 217 | S. B. No. 468 |
| S. B. No. 456 | S. B. No. 470 |
| S. B. No. 457 | S. J. R. No. 216 |
| S. B. No. 458 | |

—reports same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 2, 1961, for his approval.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate

Your Enrolling Clerk, to whom was referred —

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| S. B. No. 381 | S. B. No. 397 |
| S. B. No. 382 | S. B. No. 398 |
| S. B. No. 383 | S. B. No. 399 |
| S. B. No. 384 | S. B. No. 400 |
| S. B. No. 385 | S. B. No. 401 |
| S. B. No. 386 | S. B. No. 402 |
| S. B. No. 387 | S. B. No. 403 |
| S. B. No. 388 | S. B. No. 404 |
| S. B. No. 389 | S. B. No. 405 |
| S. B. No. 390 | S. B. No. 406 |
| S. B. No. 391 | S. B. No. 407 |
| S. B. No. 392 | S. B. No. 408 |
| S. B. No. 393 | S. B. No. 409 |
| S. B. No. 394 | S. B. No. 410 |
| S. B. No. 395 | S. B. No. 435 |

—reports same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 2, 1961, for his approval.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate

Your Enrolling Clerk to whom was referred—

H. C. R. No. 1926

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on May 2, 1961.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate

Your Enrolling Clerk to whom was referred—

H. C. R. No. 2012

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representa-

tives, and by the President and Secretary of the Senate, and presented to the Governor on May 2, 1961.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate

Your Enrolling Clerk to whom was referred—

H. C. R. No. 2014

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on May 2, 1961.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate

Your Enrolling Clerk to whom was referred—

H. C. R. No. 2016

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on May 2, 1961.

ROBT. W. DAVIS
Secretary of the Senate as
Ex Officio Enrolling Clerk
of the Senate

Senator Carraway moved that Senate Bill No. 662, previously referred to the Committee on Finance and Taxation, be also referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Carraway moved that Senate Bill No. 663, previously referred to the Committee on General Legislation, be also referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Carraway moved that Senate Bill No. 593, now on the Calendar of Bills on Second Reading, be re-referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Johnson, Chairman of the Committee on General Legislation, moved that the Committee be allowed an additional ten days to report on all bills now referred to the Committee.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Williams moved that the House of Representatives be requested to return House Bill No. 524 to the Senate for further action.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives.

Senator Melton, Chairman of the Committee on Education, moved that the rules be waived and the Committee on Education be allowed an additional ten days to report on Senate Bill No. 200, now referred to the Committee.

Which was agreed to by a two-thirds vote and it was so ordered.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senators Kelly, Barron, Pope, Galloway, Rawls, Stratton, Johnson, Price, David, Gautier, Getzen, Clarke, Johns, Connor, Sutton, Tucker, Mapoles, Roberts, Boyd, Young, Williams, Fraser, Blank, Bronson, Parrish, Herrell, Kicliter and Melton—

S. B. No. 711— A Bill to be entitled An Act relating to the insurance code; adding section 627.352 to Part I of chapter 627, Florida Statutes, relating to workmen's compensation insurance issued through the assigned risk plan; and providing an effective date.

Which was read the first time by title only and referred to the Committee on Insurance.

By Senator Parrish—

S. B. No. 712— A Bill to be entitled An Act relating to finance and taxation of schools; foundation program fund, formula for index of taxpaying ability, amending subsection (2) of Section 236.071, Florida Statutes; providing for the inclusion in the index of workers in private business employed on government property exclusively on government contracts; providing effective date.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Johnson—

S. B. No. 713— A Bill to be entitled An Act relating to compensation of judges of the Circuit Court.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Galloway—

S. B. No. 714— A Bill to be entitled An Act relating to the school plant; amending section 235.26, Florida Statutes, by adding a subsection to be numbered (20), relating to minimum standards for school building construction, to provide that all new school buildings and substantial additions to existing school buildings constructed after the passage of this act shall include adequate radioactive fallout shelters for each school or school addition constructed; providing an effective date.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Herrell—

S. B. No. 715— A Bill to be entitled An Act relating to the central and southern Florida flood control district; amending section 3 of Chapter 25270, Laws of Florida, 1949; providing an effective date.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

Senator Herrell moved that the rules be waived and Senate Bill No. 715 be withdrawn from the Committee on Drainage and Water Conservation and placed on the Calendar of Local Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Bronson moved that Senate Bill No. 715 be referred to an appropriate committee for study.

Which was agreed to and Senate Bill No. 715 was referred to the Committee on Drainage and Water Conservation.

By Senators Pearce, Kicliter, David, Carraway, Edwards, Gibbons, Beall, Johns, Stratton, Fraser, Cross,

Parrish, Williams, Herrell, Galloway, Roberts, Mapoles, Price, Bronson, Connor, Tucker, Gautier, Kelly, Sutton, Johnson, Melton, Gresham and Clarke—

S. B. No. 716— A Bill to be entitled An Act relating to the employees and officers of the Florida highway patrol; amending section 321.07, Florida Statutes, relating to compensation of employees and officers; providing an appropriation; providing an effective date.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators Price and Williams—

S. B. No. 717— A Bill to be entitled An Act relating to motor vehicles; amending subsections (2) and (3) of section 317.76, and subsections (1) and (2) of section 320.41, F.S., providing that certain vehicles operating upon the public highways shall not exceed certain prescribed length and height, and providing for an effective date.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Price—

S. B. No. 718— A Bill to be entitled An Act providing for the establishment and maintenance of a county law library in the county courthouse of Charlotte county; providing for creation of law library fund; providing for a board of trustees to make rules and regulations governing said library; providing for method of appointment and term of said trustees; providing for method of maintenance and administration; declaring law library to be a county purpose; providing for the taxation and collection of additional filing fees by the circuit clerk; authorizing board of county commissioners to make annual appropriations to library fund; providing an effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 718 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Price moved that the rules be waived and Senate Bill No. 718 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 718 was read the second time by title only.

Senator Price moved that the rules be further waived and Senate Bill No. 718 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 718 was read the third time in full.

Upon the passage of Senate Bill No. 718 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 718 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Barron, Kelly, Tucker, Galloway, Pearce, Melton, Mapoles, Sutton, Ripley, Gibbons, Boyd, Blank, Parrish, Williams, Johns, Stratton, Kicliter, Pope, Bronson, Fraser, David, Edwards, Cross, Price, Young and Roberts—

S. B. No. 719— A Bill to be entitled An Act authorizing the United States to acquire land, water or land and water; within the state for fish and wildlife management, protection and propagation purposes; providing for notice and approval of acquisition, plans and purposes to be given to the trustees of the internal improvement fund, the board of conservation and the game and fresh water fish commission; withholding consent to acquisition by eminent domain; authorizing the United States to exercise limited jurisdiction over such lands and waters.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation and the Committee on Game and Fisheries.

By Senator Tucker—

S. B. No. 720— A Bill to be entitled An Act relating to Liberty county; amending section 2 of chapter 30946, Laws of Florida, 1955, as amended by chapter 57-1533, Laws of Florida, to provide for the membership of the board of port commissioners of the Liberty county port authority.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 720 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Tucker moved that the rules be waived and Senate Bill No. 720 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 720 was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 720 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 720 was read the third time in full.

Upon the passage of Senate Bill No. 720 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 720 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Galloway—

S. B. No. 721—

A Bill to be entitled An Act

relating to taxation; amending chapter 208, Florida Statutes, by adding a section 208.041, to provide for the taxation of aviation fuel; repealing section 208.05, Florida Statutes; and providing an effective date.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Davis—

Senate Joint Resolution No. 722—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE CONSTITUTION OF FLORIDA BY ADDING A SECTION TO BE NUMBERED BY THE SECRETARY OF STATE, RELATING TO SALES TAX AND STATE RESERVE FUND.

WHEREAS, Florida tax structure will eventually require an across the board sales tax to finance the state government, and

WHEREAS, it is timely to establish a pattern of frugality by the people to guide the legislators and the administrators in a plan of financing to meet future needs, and

WHEREAS, only by a constitutional amendment can the people of Florida assure themselves of some continuity of policy, and

WHEREAS, this legislature should look to the future in its planning, and

WHEREAS, a policy should be established that provides in fact, that the state legislature shall enact a non-exempt sales tax, and in that event ten per cent (10%) of the collection therefrom shall be set aside each year in a permanent fund to be known as the "state reserve fund," and

That such fund shall not be appropriated for any purpose, except in case of a national or statewide emergency, for the first eight years, and

That after the eighth year and each year thereafter only twenty-five per cent (25%) of the principal fund may be withdrawn every two years and deposited in the general revenue fund of the state for the purposes of, (1) financing construction of state educational buildings; (2) construction of state institutional buildings; (3) construction of state school buildings; (4) the purchase of state right-of-way for state highways, and

That the principal sum of the reserve fund shall be invested and the interest be compounded for the benefit of the state as a whole, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That article IX of the Florida constitution be amended by adding the section set forth below to be numbered by the secretary of state and that said amendment be submitted to the electors of Florida for ratification or rejection at the general election to be held in November, 1962:

SECTION The legislature shall enact a general uniform sales tax exempting only municipal, education, literary, scientific, religious, and charitable purposes as set forth in article IX, section 1, Florida constitution. There shall be established by the comptroller a state reserve fund to be known as the "state reserve fund" and ten per cent (10%) of all sales tax collected thereafter shall be deposited in the reserve fund.

The principal reserve fund shall not be appropriated for any purpose during the first eight (8) years unless there is a national or statewide emergency.

The legislature, after the eight year period, may appropriate only twenty-five per cent (25%) of the accumulative reserve fund each two (2) years for the purpose of financing any one or all of the following:

1. Construction of state educational buildings
2. Construction of state institutional buildings
3. Construction of state school buildings
4. Purchase of state right-of-way for public roads.

The principal sum of the reserve fund shall be invested and the interest shall be compounded for the benefit of the state as a whole and added to the principal fund.

Which was read the first time in full and referred to the Committee on Constitutional Amendments and Governmental Reorganization.

By Senator Davis—

Senate Joint Resolution No. 723—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE CONSTITUTION OF FLORIDA BY ADDING A SECTION TO BE NUMBERED BY THE SECRETARY OF STATE.

Be It Resolved by The Legislature of the State of Florida:

That article IX of the Florida constitution be amended by adding the section set forth below to be numbered by the secretary of state and that said amendment be submitted to the electors of Florida for ratification or rejection at the general election to be held in November, 1962:

Section Whenever a three per cent (3%) across-the-board sales tax becomes a law, there shall be set up by the comptroller a state reserve fund to be known as the "eight year reserve fund". Ten per cent (10%) of all sales tax collected shall thereafter be deposited in the reserve fund.

The reserve fund shall not be appropriated for any purpose during the first eight (8) years unless there is a national or statewide emergency.

The legislature may, after the eight year period, appropriate twenty five per cent (25%) of the accumulative reserve fund for the purpose of financing any one or all of the following:

1. Construction of state educational buildings
2. Construction of state institutional buildings
3. Construction of state school buildings
4. Purchase of state right-of-way for public roads

The principal sum of the reserve fund shall be invested and the interest shall be compounded for the benefit of the state as a whole and added to the principal fund.

Which was read the first time in full and referred to the Committee on Constitutional Amendments and Governmental Reorganization.

By Senator Davis—

S. B. No. 724— A Bill to be entitled An Act relating to advertising alcoholic beverages; prohibiting advertisements containing the price of alcoholic beverages; amending chapter 561, Florida Statutes, by adding Section 561.421; defining advertising; providing a penalty; providing exception.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Davis—

S. B. No. 725— A Bill to be entitled An Act amending chapter 28847, Laws of Florida, 1953; adding section 1-A to change the population classification from fourteen thousand through fourteen thousand three hundred (14,000-14,300) to thirteen thousand nine hundred through fourteen thousand seven hundred (13,900-14,700); providing an effective date.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 725 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 725 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 725 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 725 was read the third time in full.

Upon the passage of Senate Bill No. 725 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 725 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 726— A Bill to be entitled An Act amending chapter 59-762, Laws of Florida, 1959; adding section 1-A to change the population classification from fourteen thousand one hundred through fourteen thousand and two hundred (14,100-14,200) to thirteen thousand nine hundred through fourteen thousand seven hundred (13,900-14,700); providing an effective date.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 726 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 726 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 726 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 726 was read the third time in full.

Upon the passage of Senate Bill No. 726 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 726 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 727— A Bill to be entitled An Act amending chapter 59-761, Laws of Florida, 1959; adding section 1-A to change the population classification from fourteen thousand through fourteen thousand two hundred (14,000-14,200) to thirteen thousand nine hundred through fourteen thousand seven hundred (13,900-14,700); providing an effective date.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 727 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 727 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 727 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 727 was read the third time in full.

Upon the passage of Senate Bill No. 727 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 727 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 728— A Bill to be entitled An Act amending chapter 59-763, Laws of Florida, 1959; adding section 1-A to change the population classification from fourteen thousand through fourteen thousand two hundred (14,000-14,200) to thirteen thousand nine hundred through fourteen thousand seven hundred (13,900-14,700); providing an effective date.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 728 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 728 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 728 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 728 was read the third time in full.

Upon the passage of Senate Bill No. 728 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 728 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator David—

S. B. No. 729— A Bill to be entitled An Act to abolish the present municipal charter of the City of Miramar, Broward County, Florida, repealing Chapter 31007, Laws of Florida, Special Acts of 1955; and to create and establish a municipal corporation to be known as the City of Miramar, Broward County, Florida; to prescribe and fix the territorial limits and boundaries of said city; to provide a charter for said City; to prescribe the form of Government of said City; to provide for the Government of said City; to provide for the jurisdiction, powers and privileges of said City; to confer certain powers upon said City and the officers thereof; to limit the power of levying ad valorem taxes by said City; and to provide for the carrying into effect of the provisions of this Act; providing referendum.

Which was read the first time by title only.

Senator David moved that the rules be waived and Senate Bill No. 729 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 729 was read the second time by title only.

Senator David moved that the rules be further waived and Senate Bill No. 729 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 729 was read the third time in full.

Upon the passage of Senate Bill No. 729 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 729 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 730— A Bill to be entitled An Act relating to county judges in counties in the state of Florida having a population of more than four hundred thousand (400,000) inhabitants and not more than nine hundred thousand (900,000) inhabitants according to the

latest official state-wide decennial census; providing for the removal of such county judges from the fee-accounting system as defined and prescribed in chapter 145 Florida Statutes; providing a budget procedure for such county judges, setting and providing for the procedures for paying the salaries and expenses of said County Judges' offices; providing for the disposition of fees and commissions collected by said county judges and for the records thereof; providing for severability of invalid portions; providing for the repeal of all laws inconsistent with this Act; providing an effective date.

Which was read the first time by title only and referred to the Committee on County Organizations.

By Senator Ripley—

S. B. No. 731— A Bill to be entitled An Act to amend section 6 of chapter 9274, Laws of Florida, acts of the legislature, 1923, as amended, relating to the creation of a county welfare board of each county having a population of over one hundred thousand (100,000) by authorizing the board of county commissioners of all counties of the state having a population in excess of four hundred fifty thousand (450,000) inhabitants according to the last preceding official decennial census and not having home rule under the constitution to levy and appropriate a sum not exceeding three million one hundred forty-one thousand five hundred twenty-five dollars (\$3,141,525.00) per annum; to provide for filing annual accounting; to provide that the name of said welfare boards in such counties shall be changed to read county hospital boards; and repealing all laws in conflict herewith; providing an effective date.

Which was read the first time by title only.

Senator Ripley moved that the rules be waived and Senate Bill No. 731 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 731 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 731 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 731 was read the third time in full.

Upon the passage of Senate Bill No. 731 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 731 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Herrell—

S. B. No. 732— A Bill to be entitled An Act relating to banks and banking in counties in the state of Florida having a population of more than three hundred ninety-seven thousand (397,000) inhabitants according to the last preceding federal census and to the place and places of business of banks and trust companies

transacting business in such counties; providing that upon the written approval of the state commissioner of banks of the state of Florida any state bank or trust company having a principal office in any of such counties may establish a branch in any such county in which its principal place of business is located but not elsewhere; providing for the continuance of operation in any such county by such state bank or trust company upon the written approval of the state commissioner of banks of the state of Florida as a branch office of the business of any other state bank or trust company or other banking institution located in any such county in which the principal office of such state bank or trust company is located, acquired by purchase, consolidation or merger; providing that the approval of the state commissioner of banks shall not be given to a state bank or trust company to establish or maintain a branch or branches outside any such county in which its principal place of business is located; providing for the repeal of all laws or parts of laws in conflict; and providing an effective date.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

By Senator Herrell—

S. B. No. 733— A Bill to be entitled An Act to create and define the offense of shoplifting; to provide punishment for such offense; to create presumptions arising out of the concealment of goods held for sale by merchants; providing a penalty; providing effective date.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Herrell—

S. B. No. 734— A Bill to be entitled An Act relating to milk and bread; requiring distributors of milk and bread to mark the day and date of delivery of said products to retail stores; making noncompliance a misdemeanor.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Herrell—

S. B. No. 735— A Bill to be entitled An Act relating to the safety regulation of motorboats; amending section 371.50, Florida Statutes; amending chapter 371, Florida Statutes, by adding sections 371.501, 371.502, 371.503, 371.504, 371.561 and 371.562; defining reckless operation of motorboats and prescribing a penalty; providing for the reporting of motorboat accidents; prescribing duty upon striking motorboats, and penalty therefor; prohibiting riding on boat decks; regulating boat liveries; prescribing safety regulations, equipment and lighting requirements for certain classes of motorboats; providing for enforcement; providing an effective date.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Gibbons—

S. B. No. 736— A Bill to be entitled An Act enlarging and extending the corporate limits of the city of Tampa, so as to include therein additional lands in Hillsborough county including parts of sections 7 to 10, inclusive, 15 to 18, inclusive, 21, 22, 27 and 28 in township 28 south, range 19 east, herein called the annexed territory; providing for the boundaries and government of said city, and for the jurisdiction, powers and duties of said city, its commissions, boards and officers; defining the areas within which the extra-territorial powers of the said city, and its commissions, may be exercised; defining the extent to which said city's existing ordi-

nances shall apply in the annexed territory; providing for additional districts and precincts in the annexed territory; providing for the re-districting of said city and the effects thereof; providing for future elections in said city; providing for the passage of ordinances by the city council of said city; fixing the requirements for holding office or employment under the government of said city; providing for the assessing and taxing of real and personal property in the annexed territory; regulating professions, occupations, trades, and businesses, and providing for city license taxes in the annexed territory; imposing city excise taxes on the purchase of utility services in the annexed territory; relating to zoning and to the sale of alcoholic beverages in the annexed territory; and providing an effective date hereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 736 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Stratton moved that Senate Bill No. 736 be referred to an appropriate committee for study.

Pending consideration of the motion made by Senator Stratton, Senator Gibbons moved as a substitute motion that the rules be waived and Senate Bill No. 736 be read the second time by title only.

The question was put on the substitute motion.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 736 was read the second time by title only.

Senator Gibbons moved that the rules be further waived and Senate Bill No. 736 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 736 was read the third time in full.

Upon the passage of Senate Bill No. 736 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 736 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gibbons—

S. B. No. 737— A Bill to be entitled An Act to provide method of taking and prosecuting appeals from the municipal court of the city of Tampa to the circuit court, and providing an effective date; to repeal certain laws and all other laws and parts of laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 737 when it was introduced in the Senate, and evidence that such Notice has been published was estab-

lished by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gibbons moved that the rules be waived and Senate Bill No. 737 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 737 was read the second time by title only.

Senator Gibbons moved that the rules be further waived and Senate Bill No. 737 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 737 was read the third time in full.

Upon the passage of Senate Bill No. 737 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 737 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gibbons—

S. B. No. 738— A Bill to be entitled An Act enlarging and extending the corporate limits of the city of Tampa, so as to include therein additional lands in Hillsborough county described as follows: beginning in the center of section 17, township 30 south, range 18 east on the northwest corner of the southeast quarter of said section 17 running thence east to the northeast corner of the southeast quarter of said section 17 thence south 6,780 feet or to a point directly east of the south line of block 261 as recorded, thence west to the channel of a stream or bayou which lies between what is known as Picnic Island and the main land, thence northward along the said bayou to the waters of Tampa bay, thence along the shore of Tampa bay in the northeast direction to a point on the south edge of a fill on the west projection of Prescott street, as per recorded map of Port Tampa city, recorded in plat book 1, pages 56, 57 & 58, public records of Hillsborough county, Florida, run thence along waters edge of said fill westerly, northerly, thence easterly to intersect east shore line of Tampa bay, thence in a northeast direction along east shore of Tampa bay to a point directly west of the center of section 17, township 30, south, range 18 east, thence east to the point of beginning being parts of sections 17, 19 and 20 and all of fractional section 18 in said township 30 south, range 18 east; herein called the annexed territory; providing for the boundaries and government of said city, and for the jurisdiction, powers and duties of said city, its commissions, boards and officers; defining the areas within which the extra-territorial powers of the said city, and its commissions, may be exercised; defining the extent to which said city's existing ordinances shall apply in the annexed territory; providing for additional districts and precincts in the annexed territory; providing for a member of the city council as the representative for the annexed territory; providing for the qualifications, salary and term of such representative; providing for the re-districting of said city and the effects thereof; providing for future elections in said city; providing for the

passage of ordinances by the city council of said city; fixing the requirements for holding office or employment under the government of said city; providing for the assessing and taxing of real and personal property in the annexed territory; regulating professions, occupations, trades and businesses, and providing for city license taxes in the annexed territory; imposing city excise taxes on the purchase of utility services in the annexed territory; relating to zoning and to the sale of alcoholic beverages in the annexed territory; and providing that southwest Tampa storm sewer drainage district shall not be effected by this act; providing for the abolition of the city of Port Tampa and fixing the effective date for such abolition; providing for the powers and duties of the officials of the city of Port Tampa with reference thereto; providing that the city of Tampa shall succeed to the assets, debts and obligations of said city of Port Tampa and prescribing the powers and duties of said city of Tampa with reference thereto; providing that the city of Tampa shall succeed to and become the owner of all of the public property, rights and franchises of the said city of Port Tampa upon the effective date of this act; and providing an effective date hereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 738 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gibbons moved that the rules be waived and Senate Bill No. 738 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 738 was read the second time by title only.

Senator Gibbons moved that the rules be further waived and Senate Bill No. 738 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 738 was read the third time in full.

Upon the passage of Senate Bill No. 738 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 738 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rules.

By Senator Gibbons—

S. B. No. 739— A Bill to be entitled An Act abolishing the city of Port Tampa; providing that all the property and assets of said city of Port Tampa shall be transferred to the city of Tampa; providing for the transfer of all moneys held in sinking funds or otherwise, for the payment of bonds, shall be paid to sinking fund trustees of the city of Tampa; providing for the payment of all of the bonds, debts and obligations of the city of Port Tampa, prescribing procedures relating to the transfer of the assets and payments of debts and

obligations of the city of Port Tampa; providing that any moneys of the city of Port Tampa transferred to the city of Tampa shall constitute a trust fund for the payment of debts and obligations for the city of Port Tampa, and for the making of improvements in the area covered by the city of Port Tampa; providing that the city of Tampa shall pay any deficit and providing an effective date hereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 739 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gibbons moved that the rules be waived and Senate Bill No. 739 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 739 was read the second time by title only.

Senator Gibbons moved that the rules be further waived and Senate Bill No. 739 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 739 was read the third time in full.

Upon the passage of Senate Bill No. 739 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 739 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Fraser—

S. B. No. 740— A Bill to be entitled An Act relating to and providing expense money for the procurement, operation, and maintenance of offices for the state attorney of each judicial circuit of the state of Florida embracing six or more counties with a combined total population of not less than 110,000 and not more than 135,000, and with one or more counties therein having a population of 74,000 or more, according to the last preceding federal census, and in which circuit there is no criminal court of record, and providing that such expense money be paid from the general revenue funds of the counties of his said circuit in the proportion that the population of each county bears to the total population of such circuit, according to the last preceding federal census; making the same a county purpose; making an annual appropriation therefor; repealing all laws in conflict herewith; and providing an effective date.

Which was read the first time by title only.

Senator Fraser moved that the rules be waived and Senate Bill No. 740 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 740 was read the second time by title only.

Senator Fraser moved that the rules be further waived and Senate Bill No. 740 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 740 was read the third time in full.

Upon the passage of Senate Bill No. 740 the roll was called and the vote was:

Yeas—37.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johnson | Ripley |
| Barron | Davis | Kelly | Roberts |
| Beall | Edwards | Kicliter | Stratton |
| Blank | Fraser | Mapoles | Sutton |
| Boyd | Galloway | Melton | Tucker |
| Bronson | Gautier | Parrish | Williams |
| Carraway | Getzen | Pearce | Young |
| Clarke | Gibbons | Pope | |
| Connor | Gresham | Price | |
| Cross | Herrell | Rawls | |

Nays—1.

Johns

So Senate Bill No. 740 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Carraway—

S. B. No. 741— A Bill to be entitled An Act to amend chapter 122, Florida Statutes; state and county officers and employees retirement system by adding subsection (6) to section 122.02, Florida Statutes, to prohibit a person covered by a compulsory civil service retirement system from being a member of this system and providing that such a person who is now a member may, at his election, continue to be a member; providing an effective date.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Ripley—

S. B. No. 742— A Bill to be entitled An Act for the relief of Ben Louis Newton; compensating him for the loss of his left eye.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Ripley—

S. B. No. 743 — A Bill to be entitled An Act relating to civil service for employees of Duval County; dividing the civil service into the classified and non-classified service and defining each; amending section 3 of chapter 22263, as amended by chapter 57-1270, by providing that the executive director and assistant executive directors of the Duval County medical center, the superintendent of Duval County prison farm and the chief or fire department coordinator shall be in the unclassified service; providing for an effective date and repealing all laws in conflict.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 743 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Ripley moved that the rules be waived and Senate Bill No. 743 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 743 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 743 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 743 was read the third time in full.

Upon the passage of Senate Bill No. 743 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kiehlter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 743 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Kelly—

S. B. No. 744— A Bill to be entitled An Act relating to humane slaughter of livestock; amending chapter 828, Florida Statutes, by adding sections 828.22-828.26; providing livestock shall not be slaughtered by any but a humane method; defining slaughter, livestock and humane method, and other terms used in connection therewith; providing for administration and enforcement; providing penalty; providing effective date.

Which was read the first time by title only.

By unanimous consent, Senator Kelly withdrew Senate Bill No. 744 from the further consideration of the Senate.

By Senator Johns—

S. B. No. 745— A Bill to be entitled An Act relating to deposit requirements of foreign insurers amending subsection (3) of section 624.0210, Florida Statutes, deleting the provision for acceptance of certificate in lieu of deposit and requiring deposit by foreign insurers for the protection of Florida policyholders and creditors; amending subsection (2) of section 625.0212, Florida Statutes, by deleting paragraph (c) and renumbering the subsequent paragraph, relating to release of deposit to foreign insurers; and providing an effective date.

Which was read the first time by title only and referred to the Committee on Insurance.

By Senator Johns—

S. B. No. 746— A Bill to be entitled An Act requiring that horse racing tracks in this state give preference to citizens of this state, who are registered electors of the state and who own and race thoroughbred or standard bred horses in this state, at all Florida race tracks, for stalls and other accommodations; fixing penalties for violations; fixing effective date; and repealing conflicting laws.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

By Senator Blank—

Senate Concurrent Resolution No. 747—

A CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF FLORIDA TO RETURN TO THE SENATE AND HOUSE FOR AMEND-

MENT, SENATE BILL NO. 572, RELATING TO THE CITY OF BOYNTON BEACH, PALM BEACH COUNTY, FLORIDA.

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

Section 1. The Senate respectfully requests Governor Farris Bryant, who now has in his possession for examination Senate Bill No. 572, to return Senate Bill No. 572 to the senate and house for certain important amendments thereto.

Which was read the first time in full.

By unanimous consent, Senator Blank withdrew Senate Concurrent Resolution No. 747 from the further consideration of the Senate.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received:

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
Tallahassee

May 3, 1961

*Honorable W. Randolph Hodges
President of the Senate
State Capitol
Tallahassee, Florida*

Dear Sir:

I have the honor to inform you that I have today filed in the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session, 1961, same having remained in my office for the full Constitutional period of five days, and will become law without my approval:

- S. B. 248 RELATING TO LEE COUNTY
- S. B. 249 RELATING TO LEE COUNTY
- S. B. 250 RELATING TO LEE COUNTY
- S. B. 251 RELATING TO LEE COUNTY
- S. B. 252 RELATING TO LEE COUNTY
- S. B. 253 RELATING TO TWELFTH JUDICIAL CIRCUIT
- S. B. 254 RELATING TO LEE COUNTY
- S. B. 255 RELATING TO LEE COUNTY
- S. B. 316 RELATING TO LEESBURG
- S. B. 317 RELATING TO LEESBURG
- S. B. 319 RELATING TO LEESBURG
- S. B. 320 RELATING TO LEESBURG
- S. B. 321 RELATING TO LEESBURG
- S. B. 339 RELATING TO PINELLAS COUNTY
- S. B. 346 RELATING TO JACKSONVILLE
- S. B. 347 RELATING TO JACKSONVILLE

Respectfully,
FARRIS BRYANT
Governor

STATE OF FLORIDA
Office of the Governor
TALLAHASSEE

May 3, 1961

*Honorable W. Randolph Hodges
President of the Senate
State Capitol
Tallahassee, Florida*

Dear Sir:

I have the honor to inform you that I have today approved

the following Acts, which originated in your Honorable Body, Regular Session, 1961, and have caused the same to be filed in the office of the Secretary of State:

S.B. 4 RELATING TO MOTION PICTURE FILMS

S.B. 336 RELATING TO THE INSURANCE CODE

Respectfully,
FARRIS BRYANT
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages from the House of Representatives were received and read:

Tallahassee, Florida
May 3, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Ripley—

S. B. No. 597— A Bill to be entitled An Act affecting the government of the city of Jacksonville by amending section 8 of chapter 8279, Laws of Florida, 1919, the same being an act supplemental to and amendatory of an act entitled "An Act affecting the government of the city of Jacksonville; abolishing certain offices and boards, creating a city commission, and prescribing its powers and duties; providing for and prescribing the powers and duties of the trustees of the Jacksonville free public library; creating a board of charities and prescribing its powers and duties, and its relation to the board of county commissioners; providing other officers and prescribing their powers and duties; and conferring additional jurisdiction, powers and duties on said city," so as to increase the amount in the city council contingent fund from two-tenths of a mill to three-tenths of a mill, but limiting the total amount of the said contingent fund to a sum not exceeding seventy-five thousand dollars (\$75,000.00); and repealing any and all laws or parts of laws in conflict therewith; providing an effective date.

Proof of publication attached.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 597, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida
May 3, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Gresham—

S. B. No. 563— A Bill to be entitled An Act relating to certain fire control districts in all counties in

the state having a population of not less than fifty-two thousand (52,000) and not more than fifty-four thousand eight hundred (54,800) according to the latest official decennial census; providing for a change in the fiscal year of certain fire control districts in said counties; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 563, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida
May 3, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Gibbons—

S. B. No. 580— A Bill to be entitled An Act repealing the following session laws of Florida enacted through a population classification, which are now inapplicable, ineffective, obsolete, expired, superseded or undesirable for any county; chapter 27113, 1951, chapter 23912, 1947, chapter 22953, 1945, chapter 27119, 1951, chapter 27099, 1951, chapter 27197, 1951, chapter 28608, 1953, chapter 28611, 1953, chapter 30035, 1955, chapter 30519, 1955, chapter 28864, 1953, chapter 28693, 1953, chapter 17815, 1937, chapter 27102, 1951, chapter 27103, 1951, chapter 30479, 1955, chapter 59-834, chapter 59-837, chapter 57-927, chapter 17852, 1937, chapter 57-1052, chapter 24196, 1947, chapter 26520, 1951, chapter 20908, 1941, chapter 22548, 1945, chapter 23733, 1947, chapter 27124, 1951, chapter 27125, 1951, chapter 28856, 1953, chapter 30034, 1955, chapter 57-686, chapter 23703, 1947, chapter 25550, 1949, chapter 28612, 1953, chapter 28766, 1953, chapter 30032, 1955, chapter 30356, 1955, chapter 24032, 1947, chapter 30236, 1955, chapter 28807, 1953, chapter 30003, 1955, chapter 30259, 1955, chapter 30258, 1955, chapter 25557, 1949, chapter 30066, 1955, chapter 30084, 1955, chapter 23615, 1947, chapter 28423, 1953, chapter 21074, 1945, chapter 57-466, chapter 17093, 1935, chapter 28607, 1953, chapter 57-843, chapter 26997, 1951, chapter 28697, 1953, chapter 30349, 1955, chapter 30549, 1955, chapter 30033, 1955, chapter 9181, 1923, chapter 28863, 1953, chapter 25576, 1949, chapter 26489, 1951, chapter 27152, 1951, chapter 27004, 1951, chapter 27105, 1951, chapter 25552, 1949, chapter 26487, 1951, chapter 59-669, chapter 7333, 1917, chapter 20706, 1941, chapter 7886, 1919, chapter 8581, 1921, chapter 8494, 1921, chapter 9261, 1923, chapter 10139, 1925, chapter 7332, 1917, chapter 7880, 1919, chapter 8493, 1921, chapter 10219, 1925, chapter 17995, 1937, chapter 22906, 1945, chapter 14652, 1931, chapter 14640, 1931, chapter 15052, 1931, chapter 16821, 1935, chapter 15783, 1931, chapter 12276, 1927, chapter 18128, 1937, chapter 17261, 1935, chapter 17248, 1935, chapter 18137, 1937, chapter 19388, 1937, chapter 14646, 1931, chapter 14827, 1931, chapter 17264, 1935, chapter 16935, 1935, chapter 57-1015, chapter 30446, 1955, chapter 19248, 1939, chapter 59-1001, chapter 30363, 1955, Laws of Florida.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 580, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida
May 3, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Beall—

S. B. No. 492— A Bill to be entitled An Act relating to ports and harbors; amending section 309.01, Florida Statutes, relating to the regulation of material deposited in tidewater, by adding a subsection to be numbered (2), to allow certain materials to be deposited in Pensacola bay in Escambia county to benefit fishing from the old Pensacola bay bridge; providing an effective date.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 492, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Messrs. Roberts and Thomas of Palm Beach—

House Concurrent Resolution No. 2066—

A Concurrent Resolution requesting the governor of the state of Florida to return to the house and senate for amendment, House Bill No. 614, relating to town of Lantana in Palm Beach County.

Be It Resolved by the House of Representatives of the State of Florida, the Senate concurring:

Section 1. The House of Representatives respectfully requests Governor Farris Bryant, who now has in his possession for examination House Bill No. 614, to return House Bill No. 614 to the house and senate for certain important amendments thereto.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 2066, contained in the above message, was read the first time in full.

Senator Blank moved that the rules be waived and House Concurrent Resolution No. 2066 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 2066 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to, and House Concurrent Resolution No. 2066 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives requests the return of—

By Senator Beall—

S. B. No. 515— A Bill to be entitled An Act relating to Escambia county; authorizing and prescribing the procedure for the creation of fire control districts in areas of Escambia county outside municipalities; providing for the levying of taxes for payment of costs and expenses; providing for administration of district after creation; authorizing district to contract with municipalities, firms or individuals for fire protection.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Senator Beall moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and Senate Bill No. 515 was ordered returned to the House of Representatives.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives requests the return of—

By Messrs. Papy and Saunders of Monroe—

H. B. No. 1767— A bill to be entitled An Act requiring contractors, sub-contractors, masters, journeymen and maintenance personnel to obtain a certificate of competency prior to engaging in business in Monroe County, Florida; defining the occupations and trades covered by this

act; setting forth the method of obtaining a certificate of competency; creating examining boards for the purpose of examining applicants for certificates of competency; providing for examination fees and renewal fees; requiring said applicants to pass said examination before the issuance of said certificates of competency; providing for the method of appointment of said examining boards by the board of county commissioners of Monroe County, Florida; setting forth their terms of office, organization, functions, powers and duties; exempting certain persons from the provisions of this act; creating an examiners mediation board and defining its functions, powers and duties; authorizing disciplinary proceedings for violations of the provisions of this act; providing for the suspension or revocation of certificates of competency issued hereunder; giving jurisdiction of violations of the provisions of this act to the criminal court of record in and for Monroe County, Florida, and setting forth the penalty for any such violations; repealing all laws or parts of laws, whether general, special or local, in conflict with this act to the extent of such conflict; and providing when this act shall take effect.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

Senator Gresham moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 1767 was ordered returned to the House of Representatives.

Tallahassee, Florida
 May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith—

By Messrs. Roberts and Thomas of Palm Beach—

H. B. No. 448— A bill to be entitled An Act creating a Firemen's Relief and Pension Fund in and for the City of Lake Worth, Florida; creating a Board of Trustees for the management thereof; prescribing rules and regulations for administering said Fund; establishing qualifications and conditions for payments of benefits thereunder; levying a tax and providing other income therefor; repealing conflicting laws; providing an effective date.

Proof of publication attached.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

Senator Blank moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 448, contained in the above message, passed the Senate on April 14, 1961.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 448 passed the Senate on April 14, 1961?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 448 passed the Senate on April 14, 1961.

The question recurred on the passage of House Bill No. 448.

Pending roll call on the passage of House Bill No. 448, by unanimous consent, Senator Blank offered the following amendment to House Bill No. 448:

In Section 3, at the end thereof and after the period insert the following: "Every insurance company, corporation or other insurer paying such tax shall receive credit for the amount thereof, when paid, on the amount payable by such insurer to the state for the similar state excise tax now imposed by other provisions of the laws of the state; provided, however, that this chapter shall not be construed to require the payment of an excise tax by any insurance company that does not now pay such tax."

Senator Blank moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Blank moved that House Bill No. 448, as amended, be read in full and put upon its passage.

Which was agreed to.

And House Bill No. 448, as amended, was read in full.

Upon call of the roll on the passage of House Bill No. 448, as amended, the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 448 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida
 May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. O'Neill of Marion—

H. B. No. 650— A bill to be entitled An Act relating to estates of decedents; authorizing personal representatives of estates of decedents to hold corporate stock or mutual fund shares in the name of the personal representative or of a nominee without disclosing the fiduciary relationship; defining the responsibility of personal representatives under such circumstances.

Also—

By Mr. Sweeny of Volusia—

H. B. No. 725— A bill to be entitled An Act relating to execution sales and time of sale under legal process; amending section 55.45, Florida Statutes.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

And House Bill No. 650, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 725, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Sweeny of Volusia—

H. B. No. 724— A bill to be entitled An Act relating to executions and mandamus to force the levy of sale under an execution; amending section 55.49, Florida Statutes.

Also—

By Mr. Roberts of Union—

H. B. No. 1230— A bill to be entitled An Act relating to Chapters 950 and 951, Florida Statutes; authorizing the department of statutory revision of the attorney general's office to delete the word "convict" throughout Chapters 950 and 951, Florida Statutes, and insert in lieu thereof the word "prisoner"; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 724, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 1230, contained in the above message, was read the first time by title only and referred to the Committee on Prisons and Convicts.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Roberts and Thomas of Palm Beach—

H. B. No. 1739— A bill to be entitled An Act relating to the compensation of clerk of the criminal court of record in Palm Beach County.

Also—

By Mr. Askew of Escambia—

H. B. No. 926— A bill to be entitled An Act relating to rape; amending section 794.05, Florida Statutes, limiting the defense to prosecution thereof.

Also—

By Mr. Mathews of Duval—

H. B. No. 1062— A bill to be entitled An Act to prohibit the obtaining or attempting to obtain goods, property or service by false or fraudulent use of credit cards or other false or fraudulent means and prescribing penalties therefor; and repealing Section 817.48.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1739, contained in the above message, was read the first time by title only.

Senator Blank moved that the rules be waived and House Bill No. 1739 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1739 was read the second time by title only.

Senator Blank moved that the rules be further waived and House Bill No. 1739 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1739 was read the third time in full.

Upon the passage of House Bill No. 1739 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kiehlter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1739 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 926, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 1062, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Fuqua of Calhoun, Mattox of Polk and Daniel of Lake—

H. B. No. 931— A bill to be entitled An Act relating to the state auditing department; amending subsection (3) of section 21.121, Florida Statutes; requiring state auditor prior to submitting audit report to governor to submit copy of such report to certain officials whose office is subject to such audit.

Also—

By Messrs. Allsworth of Broward and Fagan of Alachua—

H. B. No. 928— A bill to be entitled An Act relating to gain time for good conduct of county prison-

ers; amending section 951.21, Florida Statutes providing for commutation of time for good conduct of county prisoners by board of county commissioners and providing for forfeiture of accrued gain time in event a charge of escape or attempted escape, mutinous conduct or other serious misconduct is sustained against a county prisoner; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 931, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

And House Bill No. 928, contained in the above message, was read the first time by title only and referred to the Committee on Prisons and Convicts.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. O'Neill of Marion and Mathews of Duval—

H. B. No. 640— A bill to be entitled An Act relating to the assessment of land and timber; amending Section 193.22, Florida Statutes by changing the requirement that an index shall be placed in the tax assessment book and deleting the requirement that the taxpayer's post office address be shown in such index; providing an effective date.

Also—

By Mr. O'Neill of Marion—

H. B. No. 645— A bill to be entitled An Act relating to guardians of the property of incompetent wards; authorizing guardians of the property of incompetent wards to hold corporate stock or mutual fund shares in the name of the guardian or of a nominee without disclosing the fiduciary relationship; defining the responsibility of guardians under such circumstances.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 640, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

And House Bill No. 645, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C".

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. McClain of Pasco—

H. B. No. 638— A bill to be entitled An Act correcting, amending and repealing certain sections of the Florida Statutes pursuant to section 16.44, Florida Statutes, in accordance with revisor's notes attached hereto showing changes made and reason therefor.

Also—

By Messrs. Mitchell of Leon and Craig of St. Johns—

H. B. No. 872— A bill to be entitled An Act amending paragraph (b) of subsection (1) of Section 733.20, Florida Statutes: relating to the order of payment of expenses of administration and claims against the estate.

Also—

By Mr. Scott of Martin—

H. B. No. 894— A bill to be entitled An Act relating to liability of physicians, hospitals or institutions for removal of eyes donated; amending section 736.10, Florida Statutes.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 638, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 872, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 894, contained in the above message, was read the first time by title only and referred to the Committee on Public Health and the Committee on Judiciary "A".

Tallahassee, Florida
May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Karl of Volusia—

H. B. No. 916— A bill to be entitled An Act to provide for the rehabilitation, clearance, and re-development of slums and blighted areas in the city of Daytona Beach in accordance with urban renewal plans approved by the city commission; to define the duties, liabilities, exemptions and powers of said city in undertaking such activities, including the power to acquire property through the exercise of the power of eminent domain or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future slums or blighted areas, to issue bonds and other obligations and give security therefor, to levy taxes and assessments and to enter into agreements to secure federal aid and comply with conditions imposed in connection therewith; to provide for an urban renewal agency to exercise power hereunder if said city determines it to be in the public interest; and to authorize said city to furnish funds, services, facilities and property in aid of urban renewal projects hereunder and to obtain funds therefor by the issuance of obligations, by taxation or otherwise; and to provide that securities issued, and properties while held, by a public agency hereunder shall be exempt from taxation.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 916 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 916, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Ryan and Allsworth of Broward—

H. B. No. 1505— A bill to be entitled An Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in the City of Fort Lauderdale in accordance with urban renewal plans approved by the city commission; to define the duties, liabilities, exemptions and powers of said city in undertaking such activities, including the power to acquire property through the exercise of the power of eminent domain or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future slums or blighted areas, to issue bonds and other obligations and give security therefor, to levy taxes and assessments and to enter into agreements to secure federal aid and comply with conditions imposed in connection therewith; to provide for an urban renewal agency to exercise powers hereunder if said city determines it to be in the public interest; to authorize said city to furnish funds, services, facilities and property in aid of urban renewal projects hereunder and to obtain funds therefor by the issuance of obligations, by taxation or otherwise; and to provide that securities issued, and properties while held, by a public agency hereunder shall be exempt from taxation.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1505 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1505, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

Tallahassee, Florida
May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Liles, Mann and Whitaker of Hillsborough—

H. B. No. 1504— A bill to be entitled An Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in the city of Plant City in accordance with urban renewal plans approved by the city commission; to define the duties, liabilities, exemptions and powers of said city in undertaking such activities, including the power to acquire property through the exercise of the power of eminent domain or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future slums or blighted areas, to issue bonds and other obligations and give security therefor, to levy taxes and assessments and to enter into agreements to secure federal aid and comply with conditions imposed in connection therewith; to provide for an urban renewal agency to exercise powers hereunder if said city determines it to be in the public interest; to authorize said city to furnish funds, services, facilities and property in aid of urban renewal projects hereunder and to obtain funds therefor by the issuance of obligations, by taxation or otherwise; and to provide that securities issued, and properties while held, by a public agency hereunder shall be exempt from taxation.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1504 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1504, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

Tallahassee, Florida
May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mrs. Johnson of Orange—

H. B. No. 1507— A bill to be entitled An Act to provide for the rehabilitation, clearance and redevelopment of slums and blighted areas in the City of Orlando in accordance with urban renewal plans approved by the city council; to define the duties, liabilities, exemptions and powers of said city in undertaking such activities, including the power to acquire property through the exercise of the power of eminent domain or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future slums or blighted areas, to issue bonds and other obligations and give security therefor, to levy taxes and assessments and to enter into agreements to secure federal aid and comply with conditions imposed in connection therewith; to provide for an urban renewal agency to exercise powers hereunder if said city determines it to be in the public interest; to authorize said city to furnish funds, services, facilities and property in aid of urban renewal projects hereunder and to obtain funds therefor by the issuance of obligations, by taxation or otherwise, to provide that securities issued, and properties while held, by a public agency hereunder

shall be exempt from taxation, and providing for referendums on certain projects; and to provide an effective date thereof.

Proof of publication attached.

Also—

By Mr. Saunders of Clay—

H. B. No. 1546— A bill to be entitled An Act to abolish the present municipal government of the town of Keystone Heights, Clay County, and to establish, organize and constitute a new municipality to be known and designated as the city of Keystone Heights in the county of Clay in the State of Florida, and to define its territorial boundaries and provide for its jurisdiction, powers and privileges; and providing for a referendum election.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1507 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1507, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

And House Bill No. 1546, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Tallahassee, Florida
 May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. McClain of Pasco—

H. B. No. 1304— A bill to be entitled An Act relating to jurors and jury lists; amending subsection (2) of Section 40.08, Florida Statutes, providing that persons may be excused from jury service under certain conditions; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

And House Bill No. 1304, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

Tallahassee, Florida
 May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Sweeny and Karl of Volusia—

H. B. No. 1703— A bill to be entitled An Act

providing that in counties in the State of Florida having a population of not less than 112,000 nor more than 170,000 according to the last preceding federal census, after a reappraisal of the property in such county by the Board of County Commissioners of such county or the tax assessor of such county, the Board of County Commissioners and the Board of Public Instruction and all other governing boards and governing authorities of all other taxing districts in said counties whose taxes are assessed on the tax roll prepared by the County Tax Assessors of said counties shall, after the adoption of said reappraisal, reduce the millages to be levied for subsequent years by each such board or taxing authority from what it was in the fiscal year immediately preceding the adoption of said reappraisal proportionately to the increase in the ratio of assessed value for the fiscal year in which such reappraisal is adopted over the ratio of assessed value for the fiscal year immediately preceding the adoption of said reappraisal, provided, however, that if, in preparing the proposed budget subsequent to the adoption of said reappraisal the budget-making authority determines that the budget should be increased, then such budget-making authority shall submit such proposed budget to the comptroller of the State of Florida for his approval in the case of County Commissioners' Budgets and Taxing Districts' Budgets or to the State Superintendent of Public Instruction in the case of County School Budgets, which official shall have authority to approve or disapprove such increase.

Also—

By Messrs. Sweeny and Karl of Volusia—

H. B. No. 1705— A bill to be entitled An Act authorizing the Board of County Commissioners in the counties in the State of Florida having a population of not less than 112,000 and not more than 170,000 according to the last preceding federal census, to hire and employ life guards and to pay the cost and expense thereof out of the funds of any special road and bridge district bordering upon any body of water where such life guards are utilized, and ratifying and confirming the past employment of said life guards.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

And House Bill No. 1703, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 1703 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1703 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1703 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1703 was read the third time in full.

Upon the passage of House Bill No. 1703 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | Carraway | Edwards | Gresham |
| Barron | Clarke | Fraser | Herrell |
| Beall | Connor | Galloway | Johns |
| Blank | Cross | Gautier | Johnson |
| Boyd | David | Getzen | Kelly |
| Bronson | Davis | Gibbons | Kicliter |

May 3, 1961

JOURNAL OF THE SENATE

801

Mapoles
Melton
Parrish
Pearce

Pope
Price
Rawls
Ripley

Roberts
Stratton
Sutton
Tucker

Williams
Young

Tallahassee, Florida
May 1, 1961

Nays—None.

So House Bill No. 1703 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1705, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

Senator Connor moved that Senate Bills Nos. 510, 512 and 513, now on the Calendar of Bills on Second Reading, be referred to the Committee on Banking.

Which was agreed to by a two-thirds vote and it was so ordered.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Mathews, Westberry and Stallings of Duval—

H. B. No. 760— A bill to be entitled An Act amending sections 1, 2, and 3 of chapter 27202, Laws of Florida, acts of 1951, entitled, "an act to authorize the issuance of a beverage license to any municipality, county, airport authority or other governmental agency operating an airport where an airline transportation company or companies, properly certificated by the United States of America, operate and maintain a regular passenger service on scheduled flights, in each county of the State of Florida having a population of more than 200,000 but less than 400,000 according to the most recent census; providing that such beverage license shall be issued upon the filing of a written or printed application therefor with the tax collector of the county in which the airport is operated and the payment by the applicant of the usual license fees as is provided in section 561.34 Florida Statutes; providing that such beverage license shall be transferable only to the lessee of the space allotted for a restaurant and cocktail lounge in the airlines terminal or administration building who shall operate a business under any such beverage license; and providing that any such beverage license shall be for the same term and subject to the same right of renewal as is provided in sections 561.26 and 561.27, Florida Statutes", as amended by chapters 30208 and 30357, Laws of Florida, acts of 1955, so as to change the classification to counties having a population of more than 180,000 but less than 900,000 according to the most recent census, the method of making application for such beverage license and the restriction as to the type of lessee at the airport to whom such beverage license shall be transferable; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 760, contained in the above message, was read the first time by title only and referred to the Committee on Temperance.

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Miner of Hendry—

H. B. No. 1143— A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hendry County to establish and operate a garbage collection and disposal service, collect fees therefor, acquire facilities therefor, contract with the municipalities of Hendry County therefor, acquire and operate garbage disposal units by purchase, retain title, or otherwise and give evidence of indebtedness secured by the disposal units purchased and the fees collected therefrom; fix fees for the use of said disposal units, grant franchises for the collection, removal and disposal of garbage; providing a method for securing said franchise; providing for the terms and consideration therefor, and the rates to be received by the franchise holder; providing for changes in the rates collected by such franchise holders, and for supervision and inspection of their performance under this act; making it unlawful to carry on a business of collection, removal and disposal of garbage in areas designated for franchises; providing that a violation of this act shall be a misdemeanor; providing for the granting of franchises to persons now operating garbage and waste collection businesses; providing an effective date.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1143 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1143, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C".

Tallahassee, Florida
May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Scott of Martin—

H. B. No. 1363— A bill to be entitled An Act amending chapter 23926, Laws of Florida, 1947, adding section 1-A to change the population classification from zero through fourteen thousand two hundred (0-14,200) to fifteen thousand eight hundred through seventeen thousand (15,800-17,000); providing an effective date.

Also—

By Mr. Miner of Hendry—

H. B. No. 1381— A bill to be entitled An Act providing for compensation for the clerk of the circuit

court in all counties in the state having a population of not less than seven thousand eight hundred (7,800) and not more than nine thousand one hundred (9,100) inhabitants, according to the latest official decennial census.

Also—

By Mr. Scott of Martin—

H. B. No. 1383— A bill to be entitled An Act amending chapter 59-670, Laws of Florida, 1959, adding section 1-A to change the population classification from seven thousand five hundred through seven thousand nine hundred (7,500-7,900) to fifteen thousand eight hundred through seventeen thousand (15,800-17,000); providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1363, contained in the above message, was read the first time by title only and referred to the Committee on Legislative Management and Population.

And House Bill No. 1381, contained in the above message, was read the first time by title only.

Senator Gresham moved that the rules be waived and House Bill No. 1381 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1381 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 1381 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1381 was read the third time in full.

Upon the passage of House Bill No. 1381 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1381 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1383, contained in the above message, was read the first time by title only.

Senator Kicliter moved that the rules be waived and House Bill No. 1383 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1383 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 1383 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1383 was read the third time in full.

Upon the passage of House Bill No. 1383 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1383 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee Florida
May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Livingston of Highlands—

H. B. No. 1606— A bill to be entitled An Act relating to the courts in Highlands county; authorizing the trial by jury of all civil actions, properly triable by jury according to law, to be held in any municipality in Highlands county, in addition to the county seat; designated by any circuit judge of the tenth (10th) judicial circuit; providing for the official records and books of the court used during said trial to be placed in the permanent records at the county seat; providing that certain existing laws shall not be repealed; providing an effective date.

Also—

By Mr. Crews of Baker—

H. B. No. 1690— A bill to be entitled An Act providing an additional liquor license, under certain conditions in any county in the state having a population of not less than six thousand eight hundred (6,800) nor more than seven thousand four hundred (7,400), according to the latest official decennial census; providing an effective date.

Also—

By Messrs. Karl and Sweeny of Volusia—

H. B. No. 1721— A bill to be entitled An Act authorizing and empowering the State Road Department of Florida in all counties in the State of Florida having a population of not less than 112,000 and not more than 170,000 inhabitants according to the last preceding Federal Census with the consent of the County Commissioners of said counties to advance out of the surplus 80% of the fifth, sixth and seventh cent gasoline taxes allocable to said counties sufficient thereof to pay to the municipalities therein the cost of moving any municipally owned utilities in state roads in said counties and ratifying and confirming all such payments heretofore made by the State Road Department of Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

And House Bill No. 1606, contained in the above message, was read the first time by title only.

Senator Williams moved that the rules be waived and House Bill No. 1606 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1606 was read the second time by title only.

Senator Williams moved that the rules be further waived and House Bill No. 1606 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1606 was read the third time in full.

Upon the passage of House Bill No. 1606 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1606 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1690, contained in the above message, was read the first time by title only and referred to the Committee on Temperance.

And House Bill No. 1721, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 1721 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1721 was read the second time by title only.

Senator Gautier offered the following amendment to House Bill No. 1721:

In Section 1, at end of section, strike out the period and insert in lieu thereof the following: "when such removal is required by the construction or reconstruction or repair of roads included in the state road system."

Senator Gautier moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier moved that the rules be further waived and House Bill No. 1721, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1721, as amended, was read the third time in full.

Upon the passage of House Bill No. 1721, as amended, the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1721 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida
 May 1, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Usina and Craig of St. Johns—

H. B. No. 124— A bill to be entitled An Act providing that no part of the taxes levied for road and bridge purposes under authority of section 336.59, Florida Statutes, shall be turned over to any cities or towns in any county of the state having a population of not less than thirty thousand (30,000) and not more than thirty-two thousand (32,000) according to the latest official decennial census.

Also—

By Mr. Askins of Nassau—

H. B. No. 1424— A bill to be entitled An Act relating to all counties of Florida having a population of not less than seventeen thousand (17,000) nor more than nineteen thousand (19,000) according to the latest official decennial state census; fixing the compensation of certain county officials in such county whose compensation is paid in whole or in part by fees or commissions or both; providing an effective date.

Also—

By Mr. Byrom of Santa Rosa—

H. B. No. 1731— A bill to be entitled An Act relating to all counties of the state having a population of not less than twenty-nine thousand (29,000) and not more than thirty thousand (30,000) according to the latest official decennial census; authorizing the board of public instruction in said counties to retain an attorney; providing compensation of said attorney.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk, House of Representatives.

And House Bill No. 124, contained in the above message, was read the first time by title only and referred to the Committee on Legislative Management and Population.

And House Bill No. 1424, contained in the above message, was read the first time by title only.

Senator Stratton moved that the rules be waived and House Bill No. 1424 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1424 was read the second time by title only.

Senator Stratton moved that the rules be further waived and House Bill No. 1424 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1424 was read the third time in full.

Upon the passage of House Bill No. 1424 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1424 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1731, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Tallahassee, Florida
May 2, 1961

The Honorable W. Randolph Hodges
President of the Senate

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Usina and Craig of St. Johns—

H. B. No. 1506— A bill to be entitled An Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in the City of St. Augustine in accordance with urban renewal plans approved by the city commission; to define the duties, liabilities, exemptions and powers of said city in undertaking such activities, including the power to acquire property through the exercise of the power of eminent domain or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future slums or blighted areas, to issue bonds and other obligations and give security therefor, to levy taxes and assessments and to enter into agreements to secure federal aid and comply with conditions imposed in connection therewith; to provide for an urban renewal agency to exercise powers hereunder if said city determines it to be in the public interest; to authorize said city to furnish funds, services, facilities and property in aid of urban renewal projects hereunder and to obtain funds therefor by the issuance of obligations, by taxation or otherwise; and to provide that securities issued, and properties while held by a public agency hereunder shall be exempt from taxation; providing that St. Augustine shall not acquire real property for an urban renewal project without approval thereof by referendum.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1506 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1506, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

Senator David moved that the House of Representatives be requested to return House Bill No. 1686 to the Senate for further action.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives.

Senator Getzen requested unanimous consent of the Senate to take up and consider House Bill No. 1878, out of its order.

Unanimous consent was granted, and—

H. B. No. 1878— A bill to be entitled An Act relating to New Port Richey; amending section 28 of chapter 21419, Laws of Florida, Special Acts of 1941, as amended by chapter 57-1604, Laws of Florida, regular session 1957, by providing for city street maintenance and repair and alleviation of surface water drainage problems at city's expense and dispensing with publication of notice and hearings in such instances, and providing an effective date.

Was taken up.

Senator Getzen moved that the rules be waived and House Bill No. 1878 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1878 was read the second time by title only.

Senator Getzen moved that the rules be further waived and House Bill No. 1878 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1878 was read the third time in full.

Upon the passage of House Bill No. 1878 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1878 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Getzen requested unanimous consent of the Senate to take up and consider House Bill No. 1879, out of its order.

Unanimous consent was granted, and—

H. B. No. 1879— A bill to be entitled An Act relating to the city of New Port Richey, Pasco County, Florida, amending section 4 of the city charter, chapter 21419, Laws of Florida, Special Acts of 1941, by providing that commencing January, 1963, city councilmen shall receive as compensation the sum of \$50.00 per month and

the mayor shall receive as compensation the sum of \$100.00 per month; providing for a referendum.

Was taken up.

Senator Getzen moved that the rules be waived and House Bill No. 1879 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1879 was read the second time by title only.

Senator Getzen moved that the rules be further waived and House Bill No. 1879 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1879 was read the third time in full.

Upon the passage of House Bill No. 1879 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1879 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

ORDER OF THE DAY

SPECIAL AND CONTINUING ORDER

Senator Davis moved that Senate Bills Nos. 259 and 312, and House Bills Nos. 1075 and 295 be removed from the Special and Continuing Order of Business Calendar and referred to an appropriate committee.

Which was agreed to, and Senate Bills Nos. 259 and 312, and House Bills Nos. 1075 and 295 were referred to the Committee on Appropriations.

Senator Herrell moved that Senate Bills Nos. 510, 512 and 513 referred this day to the Committee on Banking be withdrawn from the Committee on Banking and placed on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Kelly moved that Senate Bill No. 510 be referred to an appropriate committee.

Which was not agreed to.

Senator Kelly moved that Senate Bill No. 512 be referred to an appropriate committee.

Which was not agreed to.

Senator Kelly moved that Senate Bill No. 513 be referred to an appropriate committee.

Which was not agreed to.

MOTION TO RECONSIDER

The motion made by Senator Pope on Tuesday, May 2, 1961, that the Senate reconsider the vote by which Senate Bill No. 265 passed the Senate on May 2, 1961, was taken up.

S. B. No. 265— A Bill to be entitled An Act relating to damages, providing for separate assessment of punitive damages by jury.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 265 passed the Senate on May 2, 1961?"

A roll call was demanded.

Upon call of the roll on the question the vote was:

Yeas—24.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | Connor | Herrell | Parrish |
| Barron | David | Johns | Pearce |
| Boyd | Edwards | Kelly | Pope |
| Bronson | Fraser | Kicliter | Price |
| Carraway | Galloway | Mapoles | Roberts |
| Clarke | Getzen | Melton | Stratton |

Nays—13.

| | | | |
|-------|---------|----------|-------|
| Beall | Gautier | Rawls | Young |
| Blank | Gibbons | Ripley | |
| Cross | Gresham | Sutton | |
| Davis | Johnson | Williams | |

So the Senate reconsidered the vote by which Senate Bill No. 265 passed the Senate on May 2, 1961.

The question recurred on the passage of Senate Bill No. 265.

Pending roll call on the passage of Senate Bill No. 265 Senator Pearce moved that Senate Bill No. 265 be referred to an appropriate committee.

Which was agreed to, and Senate Bill No. 265 was referred to the Committee on General Legislation and the Committee on Judiciary "B".

CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING

S. B. No. 239— A Bill to be entitled An Act amending sections 378.01 (3), 378.15 (3), 378.16 (1), 378.28 (1), (3), (4), creating section 378.451 and subsections (3) of section 378.16 and (6) of 378.46, Florida Statutes relating to flood control district, providing authority to control waters within district; providing for travel expenses of members of governing board of district; clarifying power of eminent domain; providing for recreational development; providing for promotion, advertisement and improvement of district; providing for exemption from taxation in certain instances and providing for an effective date.

Was taken up in its order.

Senator Blank moved that the rules be waived and Senate Bill No. 239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 239 was read the second time by title only.

Senator Blank moved that the rules be further waived and Senate Bill No. 239 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 239 was read the third time in full.

Upon the passage of Senate Bill No. 239 the roll was called and the vote was:

Yeas—35.

| | | | |
|---------------|----------|----------|---------|
| Mr. President | Bronson | David | Getzen |
| Barron | Carraway | Edwards | Gibbons |
| Beall | Clarke | Fraser | Gresham |
| Blank | Connor | Galloway | Herrell |
| Boyd | Cross | Gautier | Johns |

Johnson
Kelly
Kiclifer
Mapoles

Melton
Parrish
Pearce
Pope

Price
Rawls
Ripley
Roberts

Sutton
Williams
Young

Nays—None.

So Senate Bill No. 239 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 178 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 306— A Bill to be entitled An Act relating to regulation of traffic on highways; amending sections 317.29, 317.40 and 317.42, Florida Statutes; prescribing regulations for changing lanes or course, prescribing regulations for entering certain highways and intersections.

Was taken up in its order.

Senator Sutton moved that the rules be waived and Senate Bill No. 306 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 306 was read the second time by title only.

Senator Sutton offered the following amendment to Senate Bill No. 306:

Section 2, Subsection 4, line one, after the words "enter or cross A" insert the following: paved

Senator Sutton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sutton also offered the following amendment to Senate Bill No. 306:

Section 2, Subsection 4, line four, after the words "approaching on said" insert the following: paved

Senator Sutton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sutton also offered the following amendment to Senate Bill No. 306:

In Section 2, Sub-section (3) line 2, strike out the words "a paved or unpaved" and insert in lieu thereof the following: an unpaved

Senator Sutton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sutton moved that the rules be further waived and Senate Bill No. 306, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 306, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 306, as amended, the roll was called and the vote was:

Yeas—32.

Mr. President
Barron
Beall
Blank
Boyd
Bronson
Carraway
Clarke

Connor
Cross
David
Davis
Galloway
Gautier
Getzen
Gibbons

Gresham
Herrell
Johns
Johnson
Kiclifer
Mapoles
Parrish
Pearce

Nays—None.

So Senate Bill No. 306 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 414— A Bill to be entitled An Act amending Subsections (1), (2), and (3), Section 337.14, Florida Statutes, relating to contracts for construction of highways; and providing an effective date.

Was taken up in its order.

Senator Melton moved that the rules be waived and Senate Bill No. 414 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 414 was read the second time by title only.

Senator Rawls offered the following amendment to Senate Bill No. 414:

In Section 1, line 15, page 1, following the word accountant add the words: "or public accountant approved by the State Highway Engineer"

Senator Rawls moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melton offered the following amendment to Senate Bill No. 414:

In the title to Senate Bill No. 414, following the words "A Bill To Be Entitled", strike the balance of the title and insert in lieu thereof the following: An Act relating to the State Road Department; amending Subsections (1), (2), and (3) of Section 337.14, Florida Statutes, relating to qualification of contractors for construction of highways; providing for the furnishing of financial statements certified by Certified Public Accountants; and providing an effective date.

Senator Melton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melton moved that the rules be further waived and Senate Bill No. 414, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 414, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 414, as amended, the roll was called and the vote was:

Yeas—35.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Herrell | Price |
| Beall | Davis | Johns | Rawls |
| Blank | Edwards | Johnson | Ripley |
| Boyd | Fraser | Kelly | Roberts |
| Bronson | Galloway | Kiclifer | Stratton |
| Carraway | Gautier | Mapoles | Sutton |
| Clarke | Getzen | Melton | Williams |
| Connor | Gibbons | Pearce | Young |
| Cross | Gresham | Pope | |

Nays—None.

So Senate Bill No. 414 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Davis Presiding

S. B. No. 426— A Bill to be entitled An Act relating to housing authorities law; amending section 421.21, Florida Statutes; authorizing housing authorities to obtain certain federal funds; authorizing participation of housing authorities in certain programs of the housing and home finance agency.

Was taken up in its order.

Senator Herrell moved that the rules be waived and Senate Bill No. 426 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 426 was read the second time by title only.

Senator Herrell moved that the rules be further waived and Senate Bill No. 426 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 426 was read the third time in full.

Upon the passage of Senate Bill No. 426 the roll was called and the vote was:

Yeas—34.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | Davis | Johns | Price |
| Beall | Edwards | Johnson | Ripley |
| Boyd | Fraser | Kelly | Roberts |
| Bronson | Galloway | Kicliter | Stratton |
| Carraway | Gautier | Mapoles | Sutton |
| Clarke | Getzen | Melton | Williams |
| Connor | Gibbons | Parrish | Young |
| Cross | Gresham | Pearce | |
| David | Herrell | Pope | |

Nays—None.

So Senate Bill No. 426 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 351— A Bill to be entitled An Act prohibiting the unauthorized interception, publication, use or divulgence of telephone communications, and providing penalties.

Was taken up in its order.

Senator Ripley moved that the rules be waived and Senate Bill No. 351 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read the second time by title only.

The Committee on Judiciary "C" offered the following amendment to Senate Bill No. 351:

In Section 4, line 3, page 2 change the period to comma, and add "or by fine of not more than five thousand dollars." and in Section 6, line one, page 2, strike out the words, "immediately upon becoming a law," and insert in lieu thereof the words, "July 1, 1961."

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley offered the following amendment to Senate Bill No. 351:

In Section 5, following the word "Section 364.31," insert the following: "or Section 822.10",

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and Senate Bill No. 351, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351, as amended, was read the third time in full.

Pending roll call on the passage of Senate Bill No. 351, as amended, Senator Pope moved that the further consideration thereof be informally passed.

Which was agreed to and Senate Bill No. 351, as amended, was placed on the Calendar, pending roll call.

S. B. No. 484— A Bill to be entitled An Act relating to revocation, countermand, and stop-payment orders concerning the payment of checks or drafts against bank accounts; providing requirements therefor to make the same effective; providing prerequisites for liability of banks and trust companies for failure to comply with revocations, countermands and stop-payment orders; providing maximum effective period and providing for renewal; amending section 659.32, Florida Statutes.

Was taken up in its order.

Senator Connor moved that the rules be waived and Senate Bill No. 484 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 484 was read the second time by title only.

Senator Connor moved that the rules be further waived and Senate Bill No. 484 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 484 was read the third time in full.

Upon the passage of Senate Bill No. 484 the roll was called and the vote was:

Yeas—22.

| | | | |
|----------|----------|---------|----------|
| Beall | Davis | Gresham | Parrish |
| Bronson | Edwards | Herrell | Pearce |
| Carraway | Fraser | Johns | Stratton |
| Clarke | Galloway | Johnson | Williams |
| Connor | Gautier | Mapoles | |
| David | Getzen | Melton | |

Nays—13.

| | | | |
|---------|----------|---------|-------|
| Barron | Kelly | Rawls | Young |
| Boyd | Kicliter | Ripley | |
| Cross | Pope | Roberts | |
| Gibbons | Price | Sutton | |

So Senate Bill No. 484 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

S. B. No. 493— A Bill to be entitled An Act to provide for simplification of fiduciary security transfers; to repeal all laws or parts of laws in conflict herewith; and providing for the effective date of the act.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 493 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 493 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 493 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 493 was read the third time in full.

Upon the passage of Senate Bill No. 493 the roll was called and the vote was:

Yeas—32.

| | | | |
|----------|----------|----------|----------|
| Barron | David | Gresham | Pearce |
| Beall | Davis | Herrell | Price |
| Boyd | Edwards | Johns | Rawls |
| Bronson | Fraser | Kelly | Ripley |
| Carraway | Galloway | Kicliter | Roberts |
| Clarke | Gautier | Mapoles | Sutton |
| Connor | Getzen | Melton | Williams |
| Cross | Gibbons | Parrish | Young |

Nays—1.

Stratton

So Senate Bill No. 493 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 234— A Bill to be entitled An Act relating to larceny of dogs; amending section 811.19, Florida Statutes, providing for advertisement of dogs found; providing a penalty.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 234 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 234 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 234 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 234 was read the third time in full.

Upon the passage of Senate Bill No. 234 the roll was called and the vote was:

Yeas—34.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Price |
| Barron | Davis | Johnson | Rawls |
| Beall | Edwards | Kelly | Roberts |
| Boyd | Fraser | Kicliter | Stratton |
| Bronson | Galloway | Mapoles | Sutton |
| Carraway | Gautier | Melton | Williams |
| Clarke | Getzen | Parrish | Young |
| Connor | Gibbons | Pearce | |
| Cross | Gresham | Pope | |

Nays—2.

Herrell Ripley

So Senate Bill No. 234 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The President Presiding

S. B. No. 278— A Bill to be entitled An Act relating to sale or destruction of personal property in custody of court; providing for sale or destruction of unclaimed personal property coming into custody of court during progress of criminal case; providing for disposition of proceeds of sale.

Was taken up in its order.

Senator Cross moved that the rules be waived and Senate Bill No. 278 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 278 was read the second time by title only.

Senator Cross moved that the rules be further waived and Senate Bill No. 278 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 278 was read the third time in full.

Upon the passage of Senate Bill No. 278 the roll was called and the vote was:

Yeas—34.

| | | | |
|---------------|----------|---------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Edwards | Johnson | Ripley |
| Beall | Fraser | Kelly | Roberts |
| Boyd | Galloway | Mapoles | Stratton |
| Bronson | Gautier | Melton | Sutton |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So Senate Bill No. 278 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 485 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 289— A Bill to be entitled An Act relating to retirement; amending section 1 of chapter 23975, Laws of Florida, 1947; fixing the amount of retirement to be paid Dr. John J. Tigert, President emeritus, University of Florida.

Was taken up in its order.

Senator Cross moved that Senate Bill No. 289 be referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

S. B. No. 511— A Bill to be entitled An Act for the relief of Robert W. Singletary; providing an appropriation from the general revenue fund to compensate said Robert W. Singletary for damage and loss incurred through carelessness of the state prison farm.

Was taken up in its order.

Senator Herrell moved that the rules be waived and Senate Bill No. 511 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 511 was read the second time by title only.

Senator Herrell offered the following amendment to Senate Bill No. 511:

In Section 1, line 3, page 2 following the words: general revenue fund insert the following: of the State of Florida

Senator Herrell moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Herrell also offered the following amendment to Senate Bill No. 511:

In Section 2, line 4, page 2, following the words: general revenue fund insert the following: of the State of Florida

Senator Herrell moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Herrell moved that the rules be further waived and Senate Bill No. 511, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 511, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 511, as amended, the roll was called and the vote was:

Yeas—36.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | Cross | Gresham | Pope |
| Barron | David | Herrell | Price |
| Beall | Davis | Johns | Rawls |
| Blank | Edwards | Johnson | Ripley |
| Boyd | Fraser | Kelly | Roberts |
| Bronson | Galloway | Kicliter | Stratton |
| Carraway | Gautier | Mapoles | Sutton |
| Clarke | Getzen | Parrish | Williams |
| Connor | Gibbons | Pearce | Young |

Nays—None.

So Senate Bill No. 511, passed, as amended, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1961 Session of the Florida Legislature, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Cross moved that in the future all Claim Bills involving payment of claims in excess of \$1000 from the General Revenue Fund of the State be referred to the Committee on Appropriations as well as to the Committee on Pensions and Claims.

Which was agreed to and it was so ordered.

Senator Kicliter moved that the House of Representatives be requested to return House Bill No. 775 to the Senate for further action.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to be recorded as voting "Yea" on the passage of Senate Bill No. 166 on Tuesday, May 2, 1961.

—and unanimous consent was granted.

Senator Herrell requested unanimous consent of the Senate to be recorded as voting "Yea" on the passage of Senate Bill No. 166 on Tuesday, May 2, 1961.

—and unanimous consent was granted.

Senator David moved that the House of Representatives be requested to return House Bill No. 388 to the Senate for further action.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 463— A Bill to be entitled An Act relating to the Florida corrections code; amending subsections (1) and (2) of section 944.03, Florida Statutes, by deleting the words "for men"; amending subsections (1), (2) and (3) of section 944.04, Florida Statutes, by deleting the words "Florida state prison farm" and "Florida state prison farm for men" and inserting in lieu thereof the words "Glades correctional institution"; amending section 944.05, Florida Statutes, relating to Apalachee correctional institution; amending subsections (1), (3) and (4) of section 944.06, Florida Statutes, relating to Florida correctional institution for women; amending subsections (1), (2) and (3) of section 944.26, Florida Statutes, relating to time term starts running; amending section 944.31, Florida Statutes, relating to prison inspectors' duties; amending section 944.39, Florida Statutes, relating to interference with prisoners and penalty; amending section 944.47, Florida Statutes, relating to introduction or removal of certain articles into any correctional institution and providing a penalty; providing an effective date.

Was taken up in its order.

Senator Johns moved that the rules be waived and Senate Bill No. 463 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 463 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 463 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 463 was read the third time in full.

Upon the passage of Senate Bill No. 463 the roll was called and the vote was:

Yeas—36.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | Cross | Gresham | Pearce |
| Barron | David | Herrell | Pope |
| Beall | Davis | Johns | Price |
| Blank | Edwards | Johnson | Rawls |
| Boyd | Fraser | Kelly | Ripley |
| Bronson | Galloway | Kicliter | Roberts |
| Carraway | Gautier | Mapoles | Stratton |
| Clarke | Getzen | Melton | Williams |
| Connor | Gibbons | Parrish | Young |

Nays—None.

So Senate Bill No. 463 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Rawls, President Pro Tempore, Presiding.

S. B. No. 465 — A Bill to be entitled An Act relating to county and municipal convicts; amending section 951.02, Florida Statutes, by substituting the words "prison inspectors for" for "supervisors of"; amending section 951.06, Florida Statutes, relating to employment of county prison personnel; amending section 951.21, Florida Statutes, relating to gain time for good conduct; providing an effective date.

Was taken up in its order.

Senator Johns moved that the rules be waived and Senate Bill No. 465 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 465 was read the second time by title only.

The Committee on Prisons and Convicts offered the following amendment to Senate Bill No. 465:

In Section 3, on pages 2 and 3, strike out the entire Section 3 and renumber present Section 4 as Section 3

Senator Galloway moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Prisons and Convicts also offered the following amendment to Senate Bill No. 465:

In the Title, lines 7, 8 and 9, page 1, strike out the words "amending section 951.21, Florida Statutes, relating to gain time for good conduct;"

Senator Galloway moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johns moved that the rules be further waived and Senate Bill No. 465, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 465, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 465, as amended, the roll was called and the vote was:

Yeas—35.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | Cross | Herrell | Price |
| Barron | David | Johns | Rawls |
| Beall | Edwards | Johnson | Ripley |
| Blank | Fraser | Kelly | Roberts |
| Boyd | Galloway | Kicliter | Stratton |
| Bronson | Gautier | Mapoles | Sutton |
| Carraway | Getzen | Melton | Williams |
| Clarke | Gibbons | Parrish | Young |
| Connor | Gresham | Pearce | |

Nays—1.

Pope

So Senate Bill No. 465 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Price moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 1633, still in the possession of the Senate, passed the Senate on May 2, 1961.

H. B. No. 1633— A bill to be entitled An Act fixing the compensation of the justices of Peace in District eleven (11) in all counties having a population of not less than sixty-nine thousand (69,000) nor more than seventy thousand (70,000), according to the latest official decennial census.

The Presiding Officer put the question: "Will the Senate reconsider the vote by which House Bill No. 1633 passed the Senate on May 2, 1961?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 1633 passed the Senate on May 2, 1961.

The question recurred on the passage of House Bill No. 1633.

Pending roll call on the passage of House Bill No. 1633, by unanimous consent, Senator Price offered the following amendment to House Bill No. 1633:

Following Section 1, page 1, add the following: Section 2. This act shall take effect July 1, 1961.

Senator Price moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Price also offered the following amendment to House Bill No. 1633:

In Title, line 6, page 1, strike out the period (.) and add the following: ; providing an effective date.

Senator Price moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Price moved that House Bill No. 1633, as amended, be read in full and put upon its passage.

Which was agreed to.

And House Bill No. 1633, as amended, was read in full.

Upon call of the roll on the passage of House Bill No. 1633, as amended, the vote was:

Yeas—38.

| | | | |
|---------------|---------|----------|----------|
| Mr. President | Clarke | Galloway | Johnson |
| Barron | Connor | Gautier | Kelly |
| Beall | Cross | Getzen | Kicliter |
| Blank | David | Gibbons | Mapoles |
| Boyd | Davis | Gresham | Melton |
| Bronson | Edwards | Herrell | Parrish |
| Carraway | Fraser | Johns | Pearce |

| | | | |
|-------|----------|----------|-------|
| Pope | Ripley | Sutton | Young |
| Price | Roberts | Tucker | |
| Rawls | Stratton | Williams | |

Nays—None.

So House Bill No. 1633 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sutton requested unanimous consent of the Senate to take up and consider House Bill No. 1619, out of its order.

Unanimous consent was granted, and —

H. B. No. 1619— A bill to be entitled An Act relating to all counties in the State having a population of not less than two hundred thirty thousand (230,000) and not more than three hundred thousand (300,000) according to the latest official decennial census; providing for four (4) additional club alcoholic beverage licenses; providing an effective date.

Was taken up.

Senator Sutton moved that the rules be waived and House Bill No. 1619 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1619 was read the second time by title only.

Senator Sutton moved that the rules be further waived and House Bill No. 1619 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1619 was read the third time in full.

Upon the passage of House Bill No. 1619 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1619 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sutton requested unanimous consent of the Senate to take up and consider House Bill No. 1914, out of its order.

Unanimous consent was granted, and—

H. B. No. 1914— A bill to be entitled An Act relating to a special tax district in Orange County, to be known as the West Orange Memorial Hospital Tax District; amending section 7 of chapter 26066, Acts of 1949, relating to borrowing power, changing period of time and amount to be borrowed; providing an effective date.

Was taken up.

Senator Sutton moved that the rules be waived and House Bill No. 1914 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1914 was read the second time by title only.

Senator Sutton moved that the rules be further waived and House Bill No. 1914 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1914 was read the third time in full.

Upon the passage of House Bill No. 1914 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1914 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Price requested unanimous consent of the Senate to take up and consider House Bill No. 1873, out of its order.

Unanimous consent was granted, and—

H. B. No. 1873— A bill to be entitled An Act relating to the Sarasota County Public Hospital Board; authorizing the issuance of a special beverage license to the hospital board; authorizing sale of alcoholic beverages to patients of any hospital operated by the board only upon prescription of a licensed physician; providing for the purchase by the hospital board of alcoholic beverages from any licensed distributor or manufacturer; authorizing the sale of alcoholic beverages to the hospital board by such distributors or manufacturers; providing for severance of any invalid portion; providing an effective date.

Was taken up.

Senator Price moved that the rules be waived and House Bill No. 1873 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1873 was read the second time by title only.

Senator Price moved that the rules be further waived and House Bill No. 1873 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1873 was read the third time in full.

Upon the passage of House Bill No. 1873 the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|----------|
| Mr. President | David | Johns | Rawls |
| Barron | Davis | Johnson | Ripley |
| Beall | Edwards | Kelly | Roberts |
| Blank | Fraser | Kicliter | Stratton |
| Boyd | Galloway | Mapoles | Sutton |
| Bronson | Gautier | Melton | Tucker |
| Carraway | Getzen | Parrish | Williams |
| Clarke | Gibbons | Pearce | Young |
| Connor | Gresham | Pope | |
| Cross | Herrell | Price | |

Nays—None.

So House Bill No. 1873 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Ripley requested unanimous consent of the Senate to take up and consider Senate Bill No. 624, out of its order.

Unanimous consent was granted, and—

S. B. No. 624— A Bill to be entitled An Act excepting the Holiday Country Club, Inc., a Florida corporation trading and doing business as Sam Snead Golf and Country Club, from the provisions of subsection six (6) of section 561.20, Florida Statutes, in regard to the limitation thereof imposed in Duval county, Florida, under the provisions of subsection 11 of section 561.34, Florida Statutes, and excepting the said Holiday Country Club, Inc. from the provisions of any other laws of the state of Florida, whether general, special or local, limiting the number of such licenses that may be so issued; also excepting the said Holiday Country Club, Inc. from the provisions of subsection 11, section 561.34, Florida Statutes, as the same relates to the time that a golf club is required to be in continuous active existence and operation before becoming entitled to a license under the provisions thereof, and also excepting the said Holiday Country Club, Inc. from the provisions thereof, and also excepting the said Holiday Country Club, Inc. from the provisions of any other laws whether general, special, or local for the state of Florida, fixing a time that a golf club is required to have been chartered or to have been in continuous active existence and operation before becoming entitled to a license under said subsection 11 of section 561.34, Florida Statutes.

Was taken up.

Senator Ripley moved that the rules be waived and Senate Bill No. 624 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 624 was read the second time by title only.

The Committee on Temperance offered the following amendment to Senate Bill No. 624:

In Section 3, line 1, page 2, strike out the word: "That" and insert in lieu thereof the following: That the Holiday Country Club, Inc., a Florida corporation trading and doing business as Sam Snead Golf and Country Club, be and it is hereby excepted from

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and Senate Bill No. 624, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 624, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 624, as amended, the roll was called and the vote was:

Yeas—38.

| | | | |
|---------------|----------|----------|---------|
| Mr. President | Connor | Getzen | Mapoles |
| Barron | Cross | Gibbons | Melton |
| Beall | David | Gresham | Parrish |
| Blank | Davis | Herrell | Pearce |
| Boyd | Edwards | Johns | Pope |
| Bronson | Fraser | Johnson | Price |
| Carraway | Galloway | Kelly | Rawls |
| Clarke | Gautier | Kicliter | Ripley |

Roberts
Stratton

Sutton
Tucker

Williams
Young

Nays—None.

So Senate Bill No. 624 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 524— A Bill to be entitled An Act prescribing the standards for and the basis of valuation for tax assessment purposes of all privately owned golf courses in the state of Florida.

Was taken up in its order.

Senator Boyd moved that the rules be waived and Senate Bill No. 524 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 524 was read the second time by title only.

Senator Pope offered the following amendment to Senate Bill No. 524:

In Section 1, page 2, strike out the word: "shall" wherever it appears and insert in lieu thereof the following: "may"

Senator Pope moved the adoption of the amendment.

Pending consideration of the motion made by Senator Pope, the hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:01 o'clock P.M., until 10:00 o'clock A.M., Thursday, May 4, 1961, pursuant to the motion made by Senator Davis on April 21, 1961.